

# SENATE BILL No. 408

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 9-24.

**Synopsis:** Operational tests for older drivers. Provides that the bureau of motor vehicles may not request a demonstration of the applicant's ability to exercise ordinary and reasonable control in the operation of a motor vehicle solely on the basis of the age of the applicant. Provides that if the bureau of motor vehicles finds it necessary to determine the fitness to operate a motor vehicle of an operator who is at least 75 years of age and the bureau is unable to schedule the road test for reasons not the fault of the operator until after the expiration date of the license, the operator's or motorcycle operator's license of the holder does not expire until the date that the bureau conducts the road test. Provides that the bureau of motor vehicles shall: (1) indicate in its records the extended  
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**Effective:** Upon passage.

**Ford**

January 11, 1999, read first time and referred to Committee on Transportation and Interstate Cooperation.



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expiration date; (2) upon scheduling, send a certification of the extended expiration date to the operator; and (3) make the extended expiration date accessible immediately to law enforcement officers upon request. Specifies that the bureau may not charge an additional fee for the extension of the expiration date.

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Introduced

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

## SENATE BILL No. 408

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 9-24-10-4 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) Except as  
3 provided in subsection (c), an examination for a learner's permit must  
4 consist of a test of the applicant's eyesight. All other examinations must  
5 include the following:  
6 (1) A test of the following of the applicant:  
7 (A) Eyesight.  
8 (B) Ability to read and understand highway signs regulating,  
9 warning, and directing traffic.  
10 (C) Knowledge of Indiana traffic laws.  
11 (2) An actual demonstration of the applicant's ability to exercise  
12 ordinary and reasonable control in the operation of a motor  
13 vehicle under the type of permit or license applied for.  
14 (b) The examination may include further physical and mental  
15 examination that the bureau finds necessary to determine the



applicant's fitness to operate a motor vehicle safely upon Indiana highways. The applicant must provide the motor vehicle used in the examination. **A demonstration of the applicant's ability to exercise ordinary and reasonable control in the operation of a motor vehicle may not be requested by the bureau solely on the basis of the age of the applicant.**

(c) The bureau shall waive the actual demonstration required under subsection (a)(2) for a person who has passed a driver's education class and a road test given by a commercial driver training school or a high school driver education program.

(d) The bureau shall adopt rules under IC 4-22-2 specifying requirements for a road test given under subsection (c) by a commercial driver training school or a high school driver education program.

SECTION 2. IC 9-24-12-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) Except as provided in subsection (b), an operator's license issued under this article after December 31, 1996, expires at midnight of the birthday of the holder that occurs four (4) years following the date of issuance.

(b) An operator's license issued after December 31, 1996, to an applicant who is at least seventy-five (75) years of age expires at midnight of the birthday of the holder that occurs three (3) years following the date of issuance.

(c) If:

(1) the bureau determines that a road test is necessary to determine the fitness of an operator to operate a motor vehicle under IC 9-24-10-4(b);

(2) the operator:

(A) is at least seventy-five (75) years of age; and

(B) has contacted the bureau to schedule the road test before the expiration of the operator's license; and

(3) the bureau is unable to schedule the road test before the expiration of the operator's license for reasons not caused by the operator;

the operator's license does not expire until the date that the bureau conducts the road test.

(d) If the expiration date of an operator's license has been extended under subsection (c), the bureau shall:

(1) indicate in the bureau's records the extended expiration date;

(2) immediately upon scheduling the date of the road test, send a certification by first class mail of the date of the



1 extended expiration date to the operator; and

2 (3) immediately make the extended expiration date accessible  
3 to law enforcement officers upon request.

4 (e) The bureau may not charge an additional fee for an  
5 extension of the expiration date under subsection (c).

6 SECTION 3. IC 9-24-12-7 IS AMENDED TO READ AS  
7 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) Except as  
8 provided in subsection (b), a motorcycle operator's license issued after  
9 December 31, 1996, expires at midnight of the birthday of the holder  
10 that occurs four (4) years following the date of issuance.

11 (b) A motorcycle operator's license issued after December 31, 1996,  
12 to an applicant who is at least seventy-five (75) years of age expires at  
13 midnight of the birthday of the holder that occurs three (3) years  
14 following the date of issuance.

15 (c) If:

16 (1) the bureau determines that a road test is necessary to  
17 determine the fitness of a motorcycle operator to operate a  
18 motorcycle under IC 9-24-10-4(b);

19 (2) the motorcycle operator:

20 (A) is at least seventy-five (75) years of age; and

21 (B) has contacted the bureau to schedule the road test  
22 before the expiration of the motorcycle operator's license;  
23 and

24 (3) the bureau is unable to schedule the road test before the  
25 expiration of the motorcycle operator's license for reasons not  
26 caused by the motorcycle operator;

27 the motorcycle operator's license does not expire until the date that  
28 the bureau conducts the road test.

29 (d) If the expiration date of a motorcycle operator's license has  
30 been extended under subsection (c), the bureau shall:

31 (1) indicate in the bureau's records the extended expiration  
32 date;

33 (2) immediately upon scheduling the date of the road test,  
34 send a certification by first class mail of the date of the  
35 extended expiration date to the motorcycle operator; and

36 (3) immediately make the extended expiration date accessible  
37 to law enforcement officers upon request.

38 (e) The bureau may not charge an additional fee for an  
39 extension of the expiration date under subsection (c).

40 (f) A motorcycle operator endorsement remains in effect for the  
41 same term as the license being endorsed and is subject to renewal at  
42 and after the expiration of the license in accordance with this chapter.

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- 1       ~~(d)~~ (g) A temporary motorcycle learner's permit is valid for twelve  
2       (12) months from date of issuance.  
3       SECTION 4. **An emergency is declared for this act.**

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